

PTO/SB/30 (Rev. 09/00)

Approved for use through 10/31/2002. OMB 0891-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FAX RECEIVED

SEP 09 2003

TECHNOLOGY CENTER 2800

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/944,133
Filing Date	September 4, 2001
First Named Inventor	Yusuke YAMADA, et al.
Group Art Unit	2852
Examiner Name	Hoang X. Ngo
Attorney Docket Number	00684.003244

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

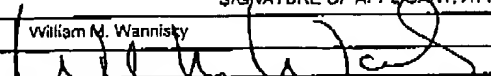
## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

- The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. 06-1205
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Check in the amount of \$ 750.00 is enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	William M. Wannisky	Registration No. (Attorney/Agent)	28,373
Signature		Date	July 2, 2003

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on \_\_\_\_\_

Name (Print/Type)	_____	Date	_____
Signature	_____		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Director of the U.S.P.T.O., P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FAX REC  
SEP 09  
TECHNOLOGY CENTER

Commissioner for Patents  
Washington, D.C. 20231

Date 01, 02, 03  
Mo. Day Yr.

Atty. Docket 00684-003244  
Appln. No. 09/044,153

Sir:

Kindly acknowledge receipt of the accompanying:

- ☐ Specifications, claims and abstract \_\_\_\_\_ pages, with Transmittal Form  
☐ Patent Application Bibliographic Data Sheet \_\_\_\_\_ sheets  
☐ Executed Oath or Declaration and Power of Attorney  
☐ \_\_\_\_\_ Sheets of \_\_\_\_\_ formal \_\_\_\_\_ informal drawings  
☐ Check for \$ \_\_\_\_\_ (filing fee)  
☒ Request for Continued Examination and Check for \$ 750.00  
☐ Assignment, PTO-1595 and Check for \$ \_\_\_\_\_  
☐ Transmittal Under 37 CFR 1.53(d) (CPA)  
☐ Petition under 37 CFR 1.136 and check for \$ \_\_\_\_\_  
☒ Other (specify) Amendment

by placing your receiving date stamp hereon and mailing or returning to deliver.

This is a ☐ Continuation ☐ Divisional ☐ Continuation-In-Part

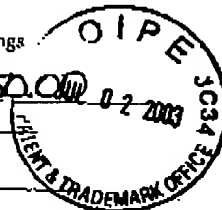
Atty. WMW/tas

Due Date 01, 02, 03  
Mo. Day Yr.

37 CFR 1.8 ☐

37 CFR 1.10 ☐

By Hand ☒



FD-35-A-10

**FTZPATRICK, CELLA, HARPER & SCINTO**

1900 K STREET N.W.  
WASHINGTON, D.C. 20006-1110  
(202) 530-1010

Facsimile: (202) 530-1055

**FACSIMILE COVER SHEET****FAX RECEIVED**

SEP 09 2003

TECHNOLOGY CENTER 2800

**TO:** Examiner Hoang Ngo  
U.S. Patent and Trademark Office

**FROM:** William M. Wannisky

**RE:** Appln. No. 09/944,133  
Attorney Docket No. 00684-003244

**FAX NO.:** (703) 746-4375

**DATE:** September 9, 2003

**NO. OF PAGES:** 3  
(including cover page)

**TIME:** 9:25 a.m.

**SENT BY:** Tonyia A. Skinner

**MESSAGE**

Per your request, attached is a copy of the RCE filed July 2, 2003.

**IF YOU DO NOT RECEIVE ALL THE PAGES  
PLEASE CALL 202-530-1010 AS SOON AS POSSIBLE**

**Note:** We are transmitting from a Canon Model FAX-L770  
(compatible with any Group I, Group II or Group III machine).

THIS FACSIMILE MESSAGE AND ACCOMPANYING DOCUMENTS ARE INTENDED ONLY FOR THE USE OF THE ADDRESSEE INDICATED ABOVE. INFORMATION THAT IS PRIVILEGED OR OTHERWISE CONFIDENTIAL MAY BE CONTAINED THEREIN. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, REVIEW OR USE OF THIS MESSAGE, DOCUMENTS OR INFORMATION CONTAINED THEREIN IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE OR FACSIMILE AND MAIL THE ORIGINAL TO US AT THE ABOVE ADDRESS. THANK YOU.